

05 Rec'd PCT/PTO

#3
01 JUL 1994

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: LABIGNE Agnès, et al. :

SERIAL NUMBER: 08/211,312

FILED: 1 April 1994

: ATTN: PCT BRANCH
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FOR: GENES OF HELICOBACTER PYLORI NECESSARY FOR THE
REGULATION AND MATURATION OF UREASE AND THEIR USE

SUBMISSION OF MISSING REQUIREMENTS
IN COMPLIANCE WITH 37 CFR 1.495

Honorable Commissioner of Patents & Trademarks
Washington, D.C. 20231

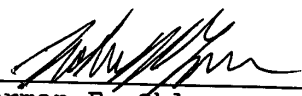
Sir:

Responsive to the notification dated June 2, 1994, and in accordance with the provisions of 37 CFR 1.495, Applicant's submit herewith an English Translation and a Rule 63 Declaration. The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, MCCLELLAND,
MAIER & NEUSTADT, P.C.


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Attorney of Record
Registration No. 24,618

Robert F. Gnuse
Registration Number 27,295

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(703) 413-3000
Docket No. 660-075-0X PCT

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JUN 6 1994

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Box PCT
Washington, D.C. 20231

MAILED APPLICATION NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

08/211.312

LABIGNE

A 660-075-0X PCT

INTERNATIONAL APPLICATION NO.

PCT/FR92/00921

I.A. FILING DATE

PRIORITY DATE

10/02/92

10/03/91

DATE MAILED: 06/02/94

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☐ a non-English language.
☐ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☐ Verified Statement Claiming Small Entity Status.

☐ Priority Document

☐ Other:

2. The following items **MUST** be furnished within the time period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☒ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

- ☒ c. Oath or Declaration of the inventors, in compliance with 37 CFR 1.63, identifying the application by International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.63 for the reasons indicated on the attached PTO-152.

☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a) -2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 or ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note a processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

A copy of this notice *MUST* be returned with the response.

Enclosed: ☐ PTO-152 ☐ Notice of Defective Translation
☐ PTO-875

Mimi Brown

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69 Rec'd PTO 01 JUL 1994

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PATENT COOPERATION TREATY
U.S. Receiving Office

Re: International No: PCT/FR92/00921
Int'l. Filing Date: 2 October 1992
For: "GENES OF HELICOBACTER PYLORI NECESSARY FOR THE
REGULATION AND MATURATION OF UREASE AND THEIR USE"
Serial No: 08/211,312
Our Ref: 660-075-0X PCT

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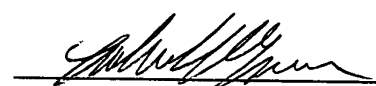
Attached hereto for filing are the following papers:

Submission of Missing Requirements
in Compliance with 37 CFR 1.495
Declaration, Power of Attorney and Petition
Copy of Notification of Missing Requirements
Original English Translation of Specification

Our check in the amount of \$ - 0 - is attached hereto. If
any variance exists between the amount enclosed, please charge or
credit the difference to our Deposit Account No. 15-0030. A
duplicate copy of this sheet is enclosed.

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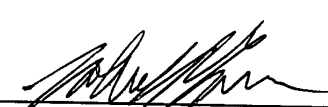
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